

REMARKS

The Examiner's communication dated August 19, 2003 has been received and carefully considered. In conformance with the applicable statutory requirements, this paper constitutes a complete reply and/or a bona fide attempt to advance the application to final action. Specifically, Applicant has amended claims 1-3, 8, 13, 15, 17, 21 and 24-25. In addition, detailed arguments in support of patentability are presented. Reexamination and/or reconsideration of the application as amended are respectfully requested.

Summary of the Office Action

Claims 8-25 stand rejected under 35 U.S.C. § 112, second paragraph as being indefinite for failing to particularly point out and distinctly claim the subject matter which Applicant regards as the invention.

Claims 1, 2, 4-5, 7-12 and 21-25 stand rejected under 35 U.S.C. § 102(b) as being anticipated by Lambertz et al. (U.S. Patent No. 4,030,160).

Claims 13-14, 16, 18 and 21 stand rejected under 35 U.S.C. § 102(b) as being anticipated by Burum (U.S. Patent No. 3,729,868).

35 U.S.C. § 112

Claims 8-25 have been carefully amended to resolve the 35 U.S.C. § 112 rejections.

The Claims Distinguish Patentably Over the Reference(s) of Record

Claim 1, as amended, calls for a roller housing slidably mounted in at least one of a body, a first leg and a second leg. Claim 1 further calls for a fastener having a threaded portion and a head portion wherein rotation of the fastener in a first direction causes the roller housing to slidably move in a linear direction in relation to at least one of a bracket body and first and second legs extending therefrom. Lambertz et al. does not disclose or fairly suggest such an arrangement. Rather, Lambertz et al. discloses a roller housing 7 provided with a roller 8 that is pivotally movable about a pivot pin 6.

When a screw 13 is tightened into a cored portion 11, the cored portion is drawn toward a hole 14 and the housing 7 tends to pivot downward about the pin 6. (Col. 3, lines 8-10). Thus, Lambertz et al. discloses pivotal movement as opposed to the slidable movement in a linear direction called for in claim 1. Quite simply, neither Lambertz, et al nor the other cited references teaches or discloses a slidably mounted roller housing. Accordingly, it is submitted that claim 1 and claims 2 and 4-7 dependent therefrom distinguish patentably over the references of record.

Applicant would like to highlight that claim 2, as amended, calls for a groove and rib cooperating to define an axis of movement along which the roller housing moves in relation to the body. Again, Lambertz et al. does not disclose movement along an axis. Rather Lambertz et al. discloses pivotal movement about an axis. Thus, claim 2 is patentable over the references of record not only because claim 2 depends from claim 1 but for this additional reason.

Claim 3, which was indicated as containing allowable subject matter, has been placed into independent form. Accordingly, it is submitted that claim 3 is now in condition for allowance.

Claim 8, as amended, calls for a pair of legs oriented at a predetermined angle with respect to each other and connected to a junction member that is of a configuration so as to be contiguous with outer walls of tubular members and forming aligned walls therewith. Claim 8 further calls for an adjustable roller device to be slidably mounted in the junction member in order to move linearly along a track defined between the junction member and the roller device. It is asserted that Lambertz et al. neither discloses nor fairly suggests a junction member being contiguous with outer walls of tubular members and forming aligned walls therewith or an adjustable roller slidably mounted in the junction member in order to move linearly along a track.

More particularly, with reference to Figure 1 of the Lambertz et al., the arms 20,21 do not include shoulders or shoulder portions that are received within elongated tube members. Rather the arms 20,21 are defined by substantially planar outer walls. Thus, the arms 20,21 do not form continuous walls with tubular members (aluminum extrusions) that the arms are used with. Further, the roller housing 7 is mounted for pivotal movement about a pivot pin 6 and is not adapted to move linearly along a track.

Accordingly, it is submitted that claim 8 and claims 9-12 are now in condition for allowance.

Claim 13, as amended, calls for at least one track defined between first and second housing pieces and between one of the first and second housing pieces and a roller assembly. Claim 13 further calls for a threaded fastener selectively and linearly adjusting a position of a roller assembly in relation to the first and second housing pieces along the at least one track. It is submitted that neither of the references of record disclose nor fairly suggest a threaded fastener that selectively and linearly adjusts a position of a roller assembly in relation to first and second housing pieces along at least one track. Like Lambertz et al., Berum discloses a roller bracket 56 that pivotally moves about a pivot pin 60. There is thus no disclosure in the applied references of a) a track or b) a threaded fastener that selectively and linearly adjusts a position of the roller assembly along the track. Accordingly, it is submitted that claim 13 and claims 14-20 dependent therefrom distinguish patentably over the references of record.

Claim 21, as amended, calls for a roller housing rotatably supporting a roller and displaceably disposed within a corner member frame between first and second corner member frame sides. Claim 21 further calls for the roller housing to be selectively movable along a track to positions between a first protruding position and a second retracted position. It is submitted that neither of the applied references of record disclose a roller housing selectively moveable along a track. As discussed above, Lambertz et al. and Berum both disclose roller arrangements that are adapted for pivotal movement about a pivot pin. Thus, there is no disclosure or fair teaching of either a track or selective movement along a track. Accordingly, it is submitted that claim 21 and claims 22-23 dependent therefrom distinguish patentably over the references of record.

Claim 24, as amended, calls for a roller assembly disposed within a corner bracket including an adjusting means for selectively moving the roller assembly along a linear path between a first position and a second position wherein the path is defined between at least one groove and rib engagement disposed between the corner bracket and the roller assembly. It is submitted that none of the references of record disclose

an adjusting means for selectively moving a roller assembly along a linear path. As already discussed, the applied references of record only disclose pivotal movement about a pivot pin. Thus, there is no disclosure of an adjusting means that moves a roller assembly along a linear path. Accordingly, it is submitted that claim 24 and claim 25 dependent therefrom distinguish patentably over the references of record.


CONCLUSION

All formal and informal matters having been addressed, it is respectfully submitted that this application is in condition for allowance. It is believed that the proposed claim changes clearly place the application in condition for allowance, defining over any fair teaching attributable to the references of record. The claims do not raise new issues requiring further search or consideration since the claimed subject matter is merely restated in a manner that is fully supported by the specification as filed. Alternatively, if the Examiner is of the view that the proposed amendments do not place the application in clear condition for allowance, it is requested that he telephone the undersigned for purposes of conducting a telephone interview to resolve any outstanding differences. Accordingly, an early notice of allowance is earnestly solicited.

Respectfully submitted,

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